

# N. Y. GOVERNOR SIGNS DRY LAW REPEAL

## Bunco Ring Members Sentenced

Eleven Men Convicted at Denver Get 7 to 10 Years and Remaining Eight Receive 3 to 10 Years Each.

## 60 Days to Appeal Case

By Associated Press. Denver, June 1.—Visions of penitentiary walls and long sentences loom through the bars of the county jail tonight for 19 members of Denver's so-called "million-dollar bunco ring" who were sentenced this afternoon by District Judge George F. Dunklee in West Side court, after he had denied them a new trial.

Eleven of the alleged "bunco men," including Lou Blonger, said to be the "brains" of the band, were sentenced to serve seven to 10 years each on two counts charging conspiracy, and seven to 10 years each on a third conspiracy count, the sentences to run concurrently. The remaining eight were sentenced to three to 10 years on two counts and another three to 10 years on the third count. Their sentences also will run concurrently.

Those who were sentenced to from seven to 10 years were Blonger; A. W. Duff, who was known as the "first lieutenant" of the confidence ring; Jack French, who has wealthy relatives in Cleveland; A. B. Cooper, Little Rock, Ark.; George (Tup) Bebeheron by District Judge George F. Dunklee in West Side court, after he had denied them a new trial.

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## Plaintiff in \$50,000 Suit for Heart Balm



Violet Johnstone.

## Father of Doctor Sued for Damages Quizzes Plaintiff

Miss Johnstone Declines to Answer Some Queries of Attorney Connell in Cross Examination.

W. J. Connell, dean of Omaha bar, who is being sued for \$50,000 damages for alleged breach of marriage contract by Violet Johnstone of New York, cross-examined the plaintiff for three hours yesterday afternoon but without much result.

In the words of attorneys, Attorney Connell "did not gain an inch." George DeLacy cross-examined the other witnesses.

The original appointment to the state department of public works position was made by George E. Johnson, state engineer. Immediately after the appointment of Roy Cochran as state engineer was made by Governor Bryan, Cochran reappointed Mickey to the same position at the same salary.

The bye election was made necessary by the unseating of the former incumbent, Mrs. Phillipson's husband. The wife now occupies the seat her husband formerly held.

Following the regular election last November, a dispute arose over the bye election in this district was declared null and void and it was decided to hold a bye election. Phillipson decided to stand for election, so his wife announced her candidacy. She had for her opponents Capt. Harold Robinson, a liberal, and G. Oliver, a laborite. Mrs. Phillipson before her marriage was Mabel Russell. She was noted on the stage for her beauty.

London, June 1.—The result of the bye election at Berwick-on-Tweed gives Great Britain three active women members of the house of commons today. They are Viscountess Astor, Mrs. Margaret Wintringham and Mrs. Hilton Phillipson, who was elected at Berwick yesterday.

Washington, June 1.—President Harding will not consider a modification of the tariff rates on sugar as a means of bringing down the price of that commodity, it was said at the White House, after the executive had discussed the general tariff situation with Chairman Marvin of the tariff commission.

Modification of the sugar schedule, in the opinion of the president, could not affect the present situation to any considerable degree and moreover would discourage further development of the American domestic sugar industry which the president believes provides the surest way to remedy conditions that now obtain.

Former Fremont Cook Is Held for Worthless Checks

Special Dispatch to The Omaha Bee. Fremont, Neb., June 1.—John C. King, 30, formerly a cook here, is being held at Schuyler by order of Dodge county officials, who claimed that he has issued several hundred dollars worth of worthless checks in this city.

King is said to have purchased an automobile from Vern Opperman, Fremont, on Memorial day and gave a worthless check for \$500 in payment. King also gave a check to the Ames garage at Ames for \$47 for accessories, Sheriff Condit stated.

King was arrested at Schuyler charged with operating a car without a license.

Spark Plug has his work cut out for him. For Spark Plug is going to have more than Abadane and Adonis to contend with when he reaches Omaha. He's going to have to race against the pick of 450 other horses. Here's the how it:

Yesterday Barney Google "fired" Charlie Gardner by wire. Gardner was Google's representative in Omaha during the negotiations for the Spark Plug-Abadane-Adonis match race. Then Charlie got into a quarrel with Charlie Irwin and William Neselohs, owners of Abadane and Adonis, and it made Google so mad he attached the tinkling tinware to Gardner.

So Gardner determined to get back at Google. Google made the boast that Spark Plug was a wonder horse and

## Mickey Name on 2 Payrolls

University Professor Draws Two Salaries From State Besides Small Jobs at Nebraska Towns.

## Pay Warrant Is Held Up

Special Dispatch to The Omaha Bee. Lincoln, June 1.—C. D. Robinson, state treasurer, ordered Lincoln banks today to refuse to cash the salary warrant for May issued to Prof. Clark E. Mickey of the engineering college of the state university, in payment for services with the state department of public works.

Robinson asserted today that Mickey, under the code law, had no right to draw dual salaries, one for \$2,500 a year for teaching and one for \$4,000 a year for teaching engineering in the state university.

Mickey records show that he drew a salary of \$2,000 a year for teaching at the university until September 1 of this year when his salary was increased to \$4,000 a year. Other records indicate that Mickey has been drawing \$2,500 a year from the department of public works for two years for testing stone in the state house walls and testing of materials used in state paving.

The original appointment to the state department of public works position was made by George E. Johnson, state engineer. Immediately after the appointment of Roy Cochran as state engineer was made by Governor Bryan, Cochran reappointed Mickey to the same position at the same salary.

"I think it only fair to wait until Mr. Cochran returns to Lincoln to give him an opportunity to make an explanation as to why he reappointed me," Professor Mickey said. "However, I will say right now that the state needs some one to inspect materials put into the public works done by the state, and I have been doing the work cheaper than anyone else would."

Attorney General O. S. Spillman stated today that he would withhold an opinion on the legality of the dual salary until asked officially to give an opinion by Robinson or some state official.

University Stadium Cornerstone Is Laid

Special Dispatch to The Omaha Bee. Lincoln, June 1.—In a high wind storm, which for a time threatened to stop the ceremonies, the cornerstone of the Nebraska memorial stadium was laid here this afternoon. It was the chief feature of the second annual Cornhusker roundup.

Bion J. Arnold of Chicago, who received his engineer's degree from the University of Nebraska in 1917 and the honorary doctor of engineering degree in 1911, gave the principal address. He was introduced by Vincent A. Haswell of Omaha, university alumnus and former member of the legislature from Douglas county.

Tonight fraternities and societies are holding their annual reunion banquets. There are hundreds of alumni pouring into Lincoln to attend the festivities. Figures at the university show that approximately 14,000 are members of the alumni association.

Hundreds Fight Fire.

Pentwater, Mich., June 1.—Hundreds of men, women and children early today were fighting to save the home-baked forest fires swept through this district.

## The Embarkment



## Stage Beauty Goes to Commons

Mrs. Hilton Phillipson, Former Gaiety Actress, Elected on Tory Ticket.

By International News Service. Berwick-on-Tweed, England, June 1.—Mrs. Hilton Phillipson, former Gaiety actress, has been elected to the house of commons on the Tory ticket from this constituency. It was officially announced today. The ballot took place yesterday.

The bye election was made necessary by the unseating of the former incumbent, Mrs. Phillipson's husband. The wife now occupies the seat her husband formerly held.

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## In the Omaha Sunday Bee

What of the Soviet? Within the last month England has been perilously near to war with the communist government of Russia. Is her policy dictated by a conviction that the soviet is doomed to ultimate failure? David Lloyd George, former premier of England, will give his own convictions and throw the searchlight of political experience on the future of Russia. In The Omaha Bee Sunday.

What of Ireland? Is the future of the Irish Free State bright or is it destined to fall? Mark Sullivan, editor and writer who is in Europe studying conditions, gives his views and tells how the problems which caused so many eruptions in the Emerald Isle are gradually nearing solution. In The Omaha Bee Sunday.

The Price of Safety. An idol of the stage enters into a triangular battle of wits—with guns handy—with Pelham and Tryon, detectives, and the Gray Ghost, cleverest of criminals. A thrilling, gripping story of intensive appeal. Arthur Somers Roche is the author. "The Premier Danseuse" is the title he has given it. In the magazine section Sunday.

Our Greatest Actor. "Laugh and the world laughs with you," is an adage old. Stephen Leacock likes to laugh. And the world likes to laugh with him. So Leacock has interviewed the world's greatest actor. The laughs that interview brought him are presented in The Omaha Sunday Bee. Don't miss it—it's the funniest dialogue Stephen Leacock has ever written. In the magazine section Sunday.

The Tea Ruffians. "Here little barroom don't you cry, you'll be a drug store by and by." The versifier who conceived this solace meant well, but he's all wrong. They're tea rooms now. New York used to be a city, now it's just the abiding place of several million tea hounds, according to O. O. McIntyre. Mothers no longer worry about their wandering boys. When they're late they are out drinking tea, he says. In the magazine section Sunday.

The Head Hunters. At last the truth about the dreadful head hunters. An American explorer induces that bloodthirsty Solomon island cannibals to repeat before the "magic eyes" one of their gruesome humors for the skulls of their victims. An illustrated feature story in the magazine section Sunday.

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## Russian-British Crisis Not Over

New Memorandum to Soviet Reiterates Demands and Makes New Ones.

By Associated Press. Moscow, June 1.—The contents of the latest memorandum of Lord Curzon, the British foreign secretary, dealing with the dispute between Great Britain and Russia, strengthen the belief that the crisis arising from Great Britain's demands on Russia has not passed.

The memorandum reiterates the old demands and makes new ones, but it is somewhat emphatically insistent on the withdrawal of Russia's representatives from Persia and Afghanistan, who are alleged to have been carrying on anti-British propaganda.

The opinion is general that it demands even more than the original ultimatum.

The only British concession is that instead of calling for an apology and the withdrawal of Russia's representatives from Afghanistan, it says their transference to other posts within a reasonable time would be considered satisfactory. The memorandum is worded more amicably than the ultimatum. It agrees to a conference over the limit of territorial waters if the other powers also agree, but in the meantime, without a formal convention, it wants Russia to admit British fishing rights up to three miles from the coast.

Secretary of War to Be Omaha Visitor Today

Secretary of War Weeks will arrive in Omaha this morning at 7 a. m., accompanied by Maj. J. M. Vainwright, U. S. A., general staff officer, and Col. L. S. Upton, also of the general staff.

He will be met at the station by General Duncan and taken to Hotel Fontenelle for breakfast.

Later the secretary, accompanied by General Duncan and his staff, will visit Fort Crook and Fort Omaha and review the troops stationed at those points.

Returning to the city at 12:30, the secretary will be the guest of the Chamber of Commerce at a public affairs luncheon.

At 1:30 he will meet the officers on duty at the seventh corps area headquarters at the Army building, after which he will be taken to view the Ak-Sar-Ben races. Secretary Weeks will leave at 5 p. m.

Nebraska Rancher, 76, Dies at Casper, Wyoming

Grand Island, Neb., June 1.—Robert Taylor, well known ranchman and owner of banking interests at Elsie, Neb., and all interests at Casper, Wyo., died suddenly at Casper, early today, aged 76, according to word received here. He was a native of Scotland and a graduate of Edinburgh university. His wife and three daughters survive. In earlier years Taylor was a resident of Wyoming, he served two terms as state senator.

If you like The Bee, tell your neighbors about it.

## Wets Win Victory With Approval of Cuvillier Bill by Chief Executive

Action Taken at Dictates of Conscience, Advice of High Legal Authority and Implied Wish of People in Last Election, Governor Alfred Smith Says—Attacks Volstead Act.

## Puts Enforcement of Laws Up to Federal Officials

Albany, N. Y., June 1.—With the stroke of a pen, under the eyes of a deeply interested nation, Gov. Alfred E. Smith committed his public career to the judgment of the future when, late today, he signed the Cuvillier bill repealing the Mullen-Gage state prohibition enforcement act.

Bombarded for weeks by "wet" and "dry" propaganda, threat and promise, the governor, seeming to enjoy the situation of keeping the doubt alive, gave no positive indication of what action he would take.

At Coney Island several weeks ago he dampened the hopes of the wets by announcing he would "uphold the constitution." To the palpitating dries he pointed out time and again the overwhelming approval of the people at the last state election for a return of light wines and beer.

Follows Conscience. In announcing that he had signed the bill, the governor declared that he followed the dictates of his conscience, the advice of high legal authorities and the implied wish of the people in the last state election.

"Because of the far-reaching interest in this bill displayed by all classes of our people," said the governor's statement, "I have given nearly one month of solid and careful thought to its final disposition."

"It is furthest from my thoughts to question the motives of the men and women of integrity throughout the state, who, with an eye to the right of justice, have arrayed themselves on the different sides of the question presented."

Only Course Open. Reviewing, then, the history of prohibition so far as New York is concerned the governor pointed out that the people of New York gave an overwhelming majority to the democratic platform which provided for a referendum on the use of wine and beer. He then declared he had acted as the governor of the state only, under the law, could act.

"I have read thousands of letters and I have listened to the fullest discussion," he said, "and no one has pointed out to me any provision of the statute or any decision of the United States supreme court which imposes upon our state any conventional duty to maintain a state enforcement act, and I am satisfied that, as a matter of law, this contention does not admit of doubt."

Dealing With Three Classes. "I am dealing with three classes of people, the radical dries, the radical wets, and those who hold moderate views on the subject."

"The dries seem to see a moral duty on the part of the state to maintain an enforcement act. They are undoubtedly led to this by their own frame of mind, because they do not suspect that the state maintain an enforcement act, and I am satisfied that there is a state enforcement act exactly paralleling the Volstead act."

Quoting from a decision of the United States supreme court, which said:

"The power conferred to congress by the Eighteenth amendment is in no wise dependent upon or affected by action or inaction on the part of the state."

Captives to Be Released Soon

Major Allen Predicts Freedom Will Come in Few Days.

By Associated Press. Tientsin, June 1.—All the foreign captives now held by the Suichow train bandits in their Patouku stronghold will be released in a few days, according to Maj. Robert A. Allen, U. S. A., medical corps, who arrived here last night, accompanied by W. Smith, an Englishman, the two men having been released by the outlaw yesterday.

20,000 Cars Are Sent West to Care for Wheat Harvest

Special Dispatch to The Omaha Bee. Lincoln, June 1.—H. G. Taylor, chairman of the Nebraska railway commission, is in receipt of a telegram from M. J. Conroy, chairman of the car service division of the American Car association at Washington, saying that 20,000 freight cars are enroute to points west to aid in handling the pending wheat harvest.

Maiden Political Speech Will Be Made by Governor

Special Dispatch to The Omaha Bee. Lincoln, June 1.—Governor Bryan went to Queens today, where he is scheduled to make his maiden political speech and explanation of the conduct of his office to date. The governor made no outline of his address before leaving.

## The Weather

For 24 hours, ending 7 p. m., June 1, 1923. Temperature. Highest, 87; lowest, 64; mean, 74; normal, 72. Total excess since January 1, 148. Relative humidity, 70 percent. Precipitation, .02 inches and hundredths. Total since January 1, 2.31; deficiency, .144. Hourly Temperatures. 8 a. m. 87; 9 a. m. 87; 10 a. m. 87; 11 a. m. 87; 12 noon 87; 1 p. m. 87; 2 p. m. 87; 3 p. m. 87; 4 p. m. 87; 5 p. m. 87; 6 p. m. 87; 7 p. m. 87; 8 p. m. 87; 9 p. m. 87; 10 p. m. 87; 11 p. m. 87; 12 noon 87.